



## ACT No. I OF 1899.

PASSED BY THE GOVERNOR GENERAL OF INDIA IN COUNCIL.

*(Received the assent of the Governor General on the 13th January, 1899.)*

An Act to amend the Indian Marine Act, 1887.

XIV of 1887. **WHEREAS** it is expedient to amend the Indian Marine Act, 1887 (hereinafter referred to as "the said Act"); It is hereby enacted as follows:—

1. (1) This Act may be called the Indian Marine Act (1887) Amendment Act, 1899; and

Short title and commencement.

(2) It shall come into force at once.

2. In section 2, sub-section (1), clause (a), of the said Act, for the words 'the Indian Marine Service' the words 'the Royal Indian Marine Service (herein referred to as "the Indian Marine Service" or "Her Majesty's Indian Marine Service")' shall be substituted.

Amendment of section 2, sub-section (1), clause (a), Act XIV, 1887.

3. In the same section and sub-section of the said Act, for clauses (b), (c) and (d) the following clauses shall be substituted, namely:—

Substitution of new clauses for clauses (b), (c) and (d), section 2, sub-section (1), Act XIV, 1887.

'(b) "gazetted officer" means a person who, by virtue of his letter of appointment, is holding a position in the Indian Marine Service as—

Commander,  
Lieutenant,  
Sub-Lieutenant,

Chief Engineer,  
Engineer, or  
Assistant Engineer:

(c) "warrant-officer" means a person who, by virtue of his appointment, is holding a position in the Indian Marine Service as—

Assistant Surgeon,  
Gunner,

Carpenter,  
Clerk, or

Engine-driver, first class:

(d) "petty officer"

[Price one anna and six pies.]

(d) "petty officer" means a person who is employed in the Indian Marine Service as—

General Mess Steward,  
Chief Syrang of Lascars, first class,  
Chief Syrang of Lascars, second class,  
Syrang of Lascars, first class,  
Syrang of Lascars, second class,  
Sukkani,  
Tindal of Lascars, first class,  
Tindal of Lascars, second class,  
Engine-driver, second class,  
Syrang of Stokers, first class,  
Syrang of Stokers, second class,  
Tindal of Stokers, first class,  
Tindal of Stokers, second class,  
Carpenter's Mate, first class,

Carpenter's Mate, second class,  
Carpenter's Crew, first class,  
Carpenter's Crew, second class,  
Plumber,  
General Mess Butler, first class,  
General Mess Butler, second class,  
Cook, first class,  
Cook, second class,  
Ship's Steward,  
Tide-watcher,  
Kassab, first class,  
Kassab, second class,  
Pilot,  
Chart-room Attendant,  
Leadsman, or  
Interpreter :.

Substitution  
of new sub-  
sections for  
sub-sections  
(1), (2) and  
(3), section  
53, Act XIV,  
1837.

4. (1) In section 53 of the said Act, for sub-sections (1), (2) and (3) the following sub-sections shall be substituted, namely :—

"53. (1) An Indian Marine Court shall consist of a president and not less than two, or more than four, other members, such members to be of rank not inferior to that of Lieutenant.

(2) The president of an Indian Marine Court for the trial of a Commander shall be of rank not below that of Commander, and two at least of the other officers composing the Court shall be of rank not below that of Commander.

(3) Except in the case of an Indian Marine Court convened under section 52, sub-section (2), the president of an Indian Marine Court for the trial of any person below the grade of Commander shall be of rank not below that of Commander."

(2) To the said section the following sub-sections shall be added, namely :—

— "(10) The seniority and precedence of officers serving on the same Indian Marine Court shall be governed

governed by their seniority as shown in the latest Indian Marine List. The fact of any officer bearing a superior title by virtue of an appointment which he may for the time being be holding, shall not give him seniority or precedence over any officer serving with him on the Indian Marine Court who may be senior to him on the Indian Marine List.

(11) The authority convening an Indian Marine Court shall, when practicable, appoint a Judge Advocate to every trial, who shall be, if possible, an officer of the Judge Advocate General's Department.

(12) The authority convening an Indian Marine Court shall also appoint a person as Provost-Marshal, who shall be responsible for the arrest and safe custody of the prisoner or prisoners as directed, until the decision of the confirming authority is made known and communicated to him by the convening authority."

5. After section 70 of the said Act the following shall be added, namely :—

*" Supplemental.*

" 70A. When an Indian Marine vessel is wrecked, lost, destroyed or captured by the enemy, it shall, for the purposes of this Act, be deemed to remain an Indian Marine vessel until her crew are regularly removed into some other Indian Marine vessel or until a Court of Inquiry has been held into the cause of the wreck, loss, destruction or capture thereof."

Addition of new section after section 70, Act XIV, 1887.

Provision in case of wreck, loss, destruction or capture of Indian Marine vessel.